

BEFORE THE BOARD OF ZONING ADJUSTMENT, D.C.

Application No. 12287 of John Demetro, pursuant to Sub-section 8207.11 of the Zoning Regulations, for a use variance to permit the operation of a wholesale used car lot in the R-5-D District at 600 New York Avenue, N.W. (Lot 828, Square 451).

HEARING DATE: January 25, 1977

DECISION DATE: February 8, 1977

FINDING OF FACT:

1. The property is located in the R-5-D District and is being utilized by applicant- tenant as a private parking lot.
2. Prior to 1973 the property was zoned C-3-B.
3. The surrounding uses are commercial.
4. Applicant proposes to operate a wholesale used car lot on the property.

CONCLUSIONS OF LAW AND OPINION

Applicant seeks a use variance which requires a showing of hardship bordering on an economic taking. The Board is of the opinion that the applicant has failed to make the required showing. It is therefore ORDERED that the application is hereby DENIED.

VOTE: 4-0 (Richard L. Stanton, William F. McIntosh, Lilla B. Cummings, Esq. and Leonard L. McCants, Esq.)

BY ORDER OF THE D.C. BOARD OF ZONING ADJUSTMENT

ATTESTED BY:



ARTHUR B. HATTON  
Secretary to the Board

FINAL DATE OF ORDER: 6-6-77

GOVERNMENT OF THE DISTRICT OF COLUMBIA  
BOARD OF ZONING ADJUSTMENT



Application No. 12287 of John Demetro, pursuant to Sub-section 8207.11 of the Zoning Regulations, for a use variance to permit the operation of a wholesale used car lot in the R-5-D District at 600 New York Avenue, N.W., (Lot 828, Square 451).

HEARING DATE: January 25, 1977

DECISION DATE: February 8, 1977

DISPOSITION: Application denied by a vote of 4-0 (Leonard L. McCants, Esq., William F. McIntosh, Lilla Burt Cummings, Esq., and Richard L. Stanton)

FINAL DATE OF ORDER: June 6, 1977

ORDER

Upon consideration of the applicant's Motion for Reconsideration dated June 16, 1977 (date received by Board of Zoning Adjustment), the Board finds that the Motion fails to state an acceptable basis of error on the part of the Board to support a Motion for Reconsideration. It is therefore ORDERED that the Motion for Reconsideration be DENIED.

DECISION DATE: August 3, 1977

VOTE: 5-0 (Charles R. Norris, William F. McIntosh, Chloethiel W. Smith, Dr. Walter B. Lewis, and Leonard L. McCants, Esq.)

BY ORDER OF D. C. BOARD OF ZONING ADJUSTMENT

ATTESTED BY

  
~~STEVEN E. SHER~~ acting  
Executive Director

FINAL DATE OF ORDER:

8-8-77